IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CRIMINAL JURISDICTION

CRIMINAL APPLICATION NO.2475 OF 2007

Namdev M.Dhatrak and ors. ..Applicants.
Vs.
The State of Maharashtra. ..Respondent.

Mr.H.E.Palve for the Applicants.

Mr.S.R.Shitole, APP. for the State.

CORAM: B.H.MARLAPALLE, J.
DATE : August 23, 2007

P.C.

1. Heard learned counsel for the applicants.

2. The applicants who are accused Nos. 3 and 4 in C.C.No.104/S/2002 prayed for quashing of an order of issuance of process dated 12.10.2001. The applicants placed reliance on the order passed by this court on 6.12.2006 in Criminal Application No.126 of 2006 in favour of accused No.2. There is no doubt that the applicants have an efficacious alternative remedy of filing criminal revision application before the Sessions Court under Section 397 of the Code of Criminal Procedure. Hence, application is disposed with liberty to the applicants to approach the Sessions Court.

2. If Revision application is filed within four weeks from today, the period of pendency of this application from 24.7.2007 till today be excluded for counting the relief, if any.

(B.H. MARLAPALLE, J.)